

## Message Text

UNCLASSIFIED

PAGE 01 MANILA 12364 091141Z  
ACTION EA-09

INFO OCT-01 ISO-00 DHA-02 CIAE-00 DODE-00 PM-05 H-02

INR-07 L-03 NSAE-00 NSC-05 PA-02 PRS-01 SP-02

SS-15 USIA-15 /069 W

-----048716 091425Z /53

R 090805Z AUG 77

FM AMEMBASSY MANILA

TO SECSTATE WASHDC 3499

UNCLAS MANILA 12364

E.O. 11652: N/A

TAGS: SHUM, PINT, RP

SUBJECT: HERRERA CASE

REF: MANILA 12091

1. AT AUGUST 8 SESSION OF COURT MARTIAL OF LIEUTENANTS MATILLANO AND REGIS, COURT DENIED DEFENSE MOTION FOR DISMISSAL ON GROUNDS PROSECUTION FAILED ESTABLISH PRIMA FACIE CASE (SEE REF). DEFENSE THEN BEGAN ITS PRESENTATION. FIRST DEFENSE WITNESS, PC INVESTIGATOR PATERNO ORDONO, TESTIFIED HE HIMSELF CONDUCTED INTERROGATION OF MRS HERRERA FROM EARLY EVENING APRIL 27 UNTIL SUNRISE APRIL 28 AND THAT MRS HERRERA NEVER MISTREATED. ORDONO SAID MATILLANO AND REGIS WERE PRESENT DURING INTERROGATION, BUT HE (ORDONO) WAS MAINLY THE ONE WHO ASKED QUESTIONS. HE CHARACTERIZED MRS HERRERA AS RESPONSIVE AND COOPERATIVE DURING INTERROGATION.

2. MRS. HERRERA'S CIVILIAN LAWYER, FORMER SENATOR ROGRIGO, CONTINUES TO BOYCOTT HEARINGS TO PROTEST TRIBUNAL'S HANDLING OF TRIAL.

3. NEXT SESSION OF COURT MARTIAL SCHEDULED FOR AUGUST 11.

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## Message Attributes

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**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009